

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5740  
Nethercutt for Senate and Catherine )  
Gernes, in her official capacity as )  
treasurer )

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on September 12, 2006, do hereby certify that the Commission decided by a vote of 6-0, on an amended pre-meeting tally, to take the following actions in MUR 5740:

1. Accept the Conciliation Agreement with Nethercutt for Senate and Catherine Gernes, in her official capacity as treasurer, as recommended in the General Counsel's Report dated July 28, 2006.
2. Close the file.
3. Approve the appropriate letter.

Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

September 14, 2006  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of the Commission

26044150783